



ఆంధ్రప్రదేశ్ రాజ పత్రము

THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.5

AMARAVATI, SATURDAY , FEBRUARY 3, 2018

G.445

PART II - MISCELLANEOUS NOTIFICATIONSN OF INTEREST TO THE PUBLIC

--X--

NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,
A. P. SPECIAL PROTECTION FORCE
TIRUPATI

SHOW CAUSE NOTICE

OE AGAINST Sri M. ANAND SURESH, HC-1187 OF APSPF, UCIL, THUMMALAPALLE,
SUB-UNIT: AIRPORT KADAPA - FORWARDING OF MINUTES COPY - FINAL
EXPLANATION CALLED FOR.

- Ref : 1) Proceedings: T.O. Rc.No.28 A3/Comdt.Hqrs/APSPF/TPT/2017,
O.O.No.1624/2017, Dated: 16.11.2017.
- 2) AOC: T.O. Rc.No.28/A3/Comdt.Hqrs./APSPF/TPT/2017, Dated:
04.09.2017.
- 3) C.No. 15/AC/APSPF/RTPP/OE-HC-1187/2017/D.No. 1136, Dated:
15.12.2017 of the AC, APSPF, RTPP Kalamalla.

--o--

Rc. No. 28 / A3 / Comdt. Hqrs / AP SPF / TPT / 2017,- In the reference 1st cited, an Oral Enquiry was ordered against you in connection with the Article of Charge framed vide reference 2nd cited. Now the Enquiry Officer Sri D. Hussenaiah, Inspector, APSPF, RTPP Kalamalla has submitted Oral Enquiry report duly "**Proved**" the Article of Charge vide reference 3rd cited. A copy of the enquiry report is sent herewith, with instructions to submit your final explanation if any, in order to dispose off the Oral Enquiry.

Your explanation should reach this office within (10) days from the date of receipt of this Memo, failing which, the O.E. will be disposed off basing on the merits.

ENQUIRY REPORT IN THE DEPARTMENTAL ENQUIRY HELD AGAINST . SRI M. ANAND SURESH. HC-1187 OF APSPF UNIT. UCIL, TUMMALAPALLE, SUB UNIT. AIRPORT KADAPA.

1. Under Rule 20 of the A P Civil Services (Classification, Control and Appeal) Rules 1991, I have been appointed by Commandant, Hqrs APSPF, Tirupathi vide proceedings Rc. No. 28/A3/Comdt. Hqrs/ APSPF/TPT/2017, O.O. No. 1624/2017, Dated: 16.11.2017 as Enquiry authority to inquire into the charges framed against Sri M. Anand Suresh, HC-1187 of APSPF Unit, UCIL, Tummalapalle, Sub Unit. Airport, Kadapa. I have since completed the Enquiry report as under:-
2. No presiding officer has been appointed.
3. The Accused Government Servant Sri M. Anand Suresh, HC-1187 of APSPF Unit, UCIL, Tummalapalle, Sub Unit, Airport, Kadapa has not attended for OE.
4. The following Article of charge framed against Sri M. Anand Suresh, HC-1187 of APSPF Unit, UCIL, Tummalapalle, Sub Unit, Airport, Kadapa.

ANNEXURE-I

Statement of Articles of the charge framed against Sri M. Anand Suresh, HC-1187 of APSPF Unit, UCIL, Tummalapalle, Sub Unit, Airport, Kadapa.

ARTICLE-I

That, the said Sri M. Anand Suresh. HC-1187 was pass-ported to avail 30 days Medical leave w.e.f. 03.3.02017 FN to 01.04.2017 AN. Instead of reporting back for duty on 01.04.2017 AN, he has been absenting for duties w.e.f. 01.04.2017 AN unauthorisedly, without any intimation to his superiors. During his un-authorized absent period, he failed to inform his whereabouts to his superiors.

By the above acts, he has exhibited gross misconduct and negligence towards his legitimate duties, which is un-becoming of a Government servant thereby violating Rule-3 of APCS (conduct) Rules-1964.

ANNEXURE-II

List of Documents:-

1. ML intimation: C.No.05/SPF/AC/UCIL/ML-Intimation/2017/D.No.198, Dated: 07.03.2017 of the AC, APSPF, UCIL, Tummalapalle.
2. AWL report: C.No.06/SPF/AC/UCIL/OSL/2017/D.No.278, Dated: 06.04.2017 of the AC, APSPF, UCIL, Tummalapalle.
3. AWL report: C.N0.06/SPF/AC/UCIL/OSL HC-1187/2017/D.No.378, Dated: 08.05.2017 of the AC, APSPF, UCIL, Tummalapalle.
4. AWL report: C.No.06/SPF/AC/UCIL/OSL/2017/D.No.572, Dated: 11.07.2017 of the AC, APSPF, UCIL, Tummalapalle.

ANNEXURE-III

List of Witnesses:-

- 1) The Assistant Commandant, APSPF, UCIL, Tummalapalle.

Statement of imputations of gross misconduct in support of articles of charge framed against Sri M. Anand Suresh, HC-1187 of APSPF UCIL, Tummalapalle. Sub Unit. Airport. Kadapa.

Sri M. Anand Suresh, HC-1187 of APSPF Unit, UCIL, Tummalapalle, Sub Unit, Airport, Kadapa is a native of Prakasam District. His date of Birth is 05.06.1975. He was appointed as constable in APSPF on 02.08.1994 and promoted as Head Constable on 19.06.2004 and in such capacity he has been discharging his duties in APSPF Unit, UCIL, Tummalapalle, Sub Unit, Airport, Kadapa.

That, the said Sri M. Anand Suresh, HC-1187 was pass-ported to avail 30 days Medical leave w.e.f. 03.3.02017 FN to 01.04.2017 AN. Instead of reporting back for duty on 01.04.2017 AN, he has been absenting for duties w.e.f. 01.04.2017 AN unauthorisedly, without any intimation to his superiors. During his un-authorized absent period, he failed to inform his whereabouts to his superiors.

By the above acts, he has exhibited gross misconduct and negligence towards his legitimate duties, which is un-becoming of a Government servant thereby violating Rule-3 of APCS (conduct) Rules-1964.

5. Statement of Sri M. K. V. N. Gupta, I/c Assistant Commandant, APSPF Unit, UCIL, Tummalapalle, Age-55 years, S/o M. Venkata Ramana, recorded in the O/o the Asst. Commandant, APSPF Unit, UCIL, Tummalapalle on 02.12.2017 (PW-I).

Sri M.K.V.N. Gupta, I/c Assistant Commandant, APSPF Unit, UCIL, Tummalapalle has given his statement, where in stated that, "I M. K. V. N. Gupta, working as I/c Assistant Commandant, APSPF Unit, UCIL, Tummalapalle w.e.f. 10.09.2016. I solemnly affirm and depose my statement as follows:-

Sri M. Anand Suresh, HC-1187 of SPF, UCIL, Tummalapalle Sub unit, Airport Kadapa has reported on 03.03.2017 and submitted a representation to Inspector, Airport, Kadapa with request to issue of sick passport for medical treatment as he was suffering from ill health and unable to perform duties. Accordingly he was pass-ported to Government General Hospital, Kadapa, where the Medical Officer has examined and advised him to take medical rest for a period of 30 days w.e.f 03.03.2017 FN onwards. Accordingly the HC-1187 Sri M. Anand Suresh was pass-ported to avail 30 days Medical Leave w.e.f. 03.03.2017 to 01.04.2017 by Inspector SPF Sub unit Airport, Kadapa. In this connection a report was submitted 'to the Commandant, Hqrs, APSPF, Tirupathi vide this office letter C.No.05/AC/SPF/UCIL /ML-Intmn/D.No.198, Dt: 07.03.2017. Further, the HC-1187 Sri M. Anand Suresh has to resume for duties from ML with MFC on 01.04.2017 AN. But he failed to do so and he himself became OSL from ML w.e.f. 01.04.2017 AN without any intimation to his superiors. In this regard OSL report was submitted to the Commandant, Hqrs, APSPF, Tirupathi vide this office letter C.No.06/AC/SPF/UCIL/OSL/D.No.278, Dt: 06.04.2017. Further, he did not report for duty even though 21 days of his desertion period has been elapsed. In this connection a report was submitted to the Commandant, Hqrs, APSPF, Tirupathi vide this office letter C.N0.06/AC/SPF/UCIL/OSLHC- 1187/2017/ D.No.378, Dt:08.05.2017. Further, he continued on OSL for a period of 100 days and he did not report for duties. Accordingly, a report was submitted to the Commandant, Hqrs, APSPF, Tirupathi for taking necessary action against him vide this office letter C.N0.06/AC/SPF/UCIL/OSL HC-1187/D.No.572, Dt: 11.07.2017. Further long OSL report

(150 days OSL) was submitted to the Commandant, Hqrs, APSPF, Tirupathi for taking necessary action against him vide this office letter C.No.06/SPF/AC/UCIL/ OSL-HC-1187/2017/D.No.722, Dt.30.08.2017. Accordingly, the Memorandum of charge framed against Sri M. Anand Suresh, HC-1187 vide Rc.No.28/A3/Comdt. Hqrs/APSPF/TPT/2017, Dt:04.09.2017 has been received from the Commandant, Hqrs, APSPF, Tirupathi and the same was sent to the native address of Sri M. Anand Suresh, HC-1187 through registered post with acknowledgement due. The same was acknowledged by him and the acknowledgement of registered postal cover has been sent to the Commandant, Hqrs, APSPF, Tirupathi vide this office letter C.No.15/AC/SPF/UCIL/Ack/2017/D.No.858, Dt: 11.10.2017. But he did not submit his written explanation to this office so far. Further, the disciplinary authority has appointed to Sri D. Hussenaiah, Inspector, RTPP, Kalamalla Rc.No.28/A3/Comdt. Hqrs/APSPF/TPT/2017, Dt: 16.11.2017 to inquire in to the charges framed against HC-1187 M. Anand Suresh. Further, OE officer has fixed the OE date against HC-1187 M. Anand Suresh on 02.12.2017 in this office. The said copies were sent to the native address of HC-1187 M. Anand Suresh through registered-post with acknowledgement due. But the postal cover has been returned to his sub unit Airport Kadapa with the postal remarks that, "Addressee refused, hence returned the sender".

Cross Examination:- Nil

6. List of prosecution documents:- Perused the documents according to the Articles of charge framed against Sri M. Anand Suresh, HC-1187 is working in APSPF Unit, UCIL, Tummalapalle, Sub Unit, Airport, Kadapa.

7. Analysis and Assessment of Evidence :-

As per the statements of PW and contained subject in the PR file, it is clearly established that the following analysis and assessment of evidence as follows :-

1. I was appointed as enquiry officer by the Commandant, Hqrs, APSPF, Tirupathi vide Rc.No.28/A3/Comdt. Hqrs/APSPF/TPT/2017, O.O.No.1624/2017, Dated: 16.11.2017 and OE was fixed at the O/o The Assistant Commandant, APSPF Unit, UCIL, Tummalapalle on 02.12.2017 vide this office letter C.No.15/AC/APSPF/RTPP/OE-HC-1187/2017/D.No. 1062, dated:23.11.2017. The intimation copy was sent to the available address of Sri M. Anand Suresh, HC-1187 through registered-post and also sent copies to the Inspector, SPF Unit, Airport, Kadapa.
2. The register postal cover was received by this office with postal remarks that, "Addressee refused, Hence returned". In this connection the Inspector, SPF Unit, Airport Kadapa has also sent a letter to this office wherein stated that, the OE intimation copy was sent to the address of HC-1187 Sri M. Anand Suresh vide letter even no. Nil, Dated:29.11.2017 through registered post, but the same was returned with postal remarks that, address is refused.
3. The OE was conducted on 02.12.2017 at the O/o the Assistant Commandant, APSPF Unit, UCIL, Tummalapalle and recorded the statement from the PW i.e. Assistant Commandant, APSPF, Unit, UCIL, Tummalapalle.

4. Further it is clearly shows that, being a senior Head Constable in the disciplinary force, his prime responsible to take any SPF departmental register postal cover. But, he wontedly refused the registered post cover. Owing to this reason I have conducted the **EX-PORTE** oral enquiry and recorded the 'statement from the available PW.
5. It is fact that, as per the available records of OE file and PW it clearly established that, Sri M. Anand Suresh, HC-1187 of APSPF Unit, Airport, Kadapa was pass-ported to avail 30 days ML w.e.f. 03.03.2017 to 01.04.2017. After completion of his ML he has to report back for duty with MFC on 01.04.2017 AN, but he did not report for duty from 01.04.2017 AN and he himself became unauthorized long OSL from ML from 01.04.2017 AN to till date. At present neither he reported for duty from OSL from ML nor he intimated of his where abouts.

8. FINDING :-

Keeping in view of above analysis and assessment of evidences, I hold that the Article-I of the Charge framed against Sri M. Anand Suresh, HC-1187 is working in APSPF Unit, UCIL, Tummalapalle, Sub Unit, Airport, Kadapa is absolutely “ **PROVED** ” beyond reasonable doubts.

Certified that the procedure under provision 20 of A.P. Civil Service (Classification Control and Appeal) Rule 1991 has been followed correctly in conducting of the Enquiry.

D. HUSSENAIAH,
*Enquiry Officer,
Inspector, APSPF Unit,
RTPP, Kalamalla,
Kadapa Dist.*

COMMANDANT,
*Head Quarters,
A.P. Special Protection Force,
Tirupati.*

To
Sri M. Anand Suresh, HC-1187 of APSPF, UCIL, Thummalapalle.
Sub-Unit: Airport Kadapa.
through the Assistant Commandant, APSPF, UCIL, Thummalapalle.

---X---